

AN ACT

D.C. ACT 18-721

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JANUARY 27, 2011

To amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to modify the percentage of the subscription charge that the District government contributes to employee health benefit plans; to exempt the University of the District of Columbia from section 1023, 1024, and 1143 of the Fiscal Year 2011 Budget Support Act of 2010; to amend Chapter 3 of Title 47 of the District of Columbia Official Code to require the Chief Financial Officer to submit a quarterly summary on all reprogramming, intra-District transfers, and certain other budget modifications to the Council and the Mayor, to update budgeting terms, and to reform reprogramming requirements and procedures; to amend An Act To grant additional powers to the Commissioners of the District of Columbia, and for other purposes to make a conforming amendment; to repeal the Financial Stability Measures Emergency Act of 2010 and the Financial Stability Measures Clarification Emergency Amendment Act of 2010; to amend the Neighborhood Investment Act of 2004 to establish a spending plan for fiscal year 2011; to amend the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools and Tax Conformity Clarification Amendment Act of 1998 to modify the per student foundation level for fiscal year 2010 and to provide for a supplemental allocation for extended school days; to amend the District of Columbia School Reform Act of 1995 to authorize supplemental school funding through certain grants and special payments; and to amend the State Education Office Establishment Act of 2000 to authorize the Office of the State Superintendent for Education to issue grants in support of special education services; to amend the Healthy Schools Act of 2010; to grant the University of the District of Columbia exclusive use of P.R. Harris; to authorize the District of Columbia Public Library to issue grants and execute contracts pursuant to its authority granted in the Reserve for African-American Civil War Records Act of 2009; to amend the Grandparent Caregivers Pilot Program Establishment Act of 2005 to provide greater flexibility in the establishment of the rate of the grandparent caregivers subsidy; to amend the Hospital Assessment Act of 2010 to modify the amount of the assessment imposed on hospitals for each hospital bed; to amend the District of Columbia Public Assistance Act of 1982 and title 29 of the District of Columbia Municipal Regulations to reduce the maximum benefit for an individual receiving Temporary Assistance to Needy Families benefits; to amend the District of Columbia Health Professional Recruitment Program Act of 2005 by repealing references to federal tax implications, modifying the default and breach of contract terms, and modifying the suspension, waiver, and terminations procedures; to modify the amount of funding dedicated to the streetscape survival program and to provide no interest loans to businesses affected by streetscape

construction; to amend the Clean and Affordable Energy Amendment Act of 2008 to modify the funding amounts allocated from the Sustainable Energy Trust Fund and the Energy Assistance Trust Fund; to repeal section 9(c) of the Department of Transportation Establishment Act of 2002 and to make other amendments; to amend Chapter 1 of Title 47 of the District of Columbia Official Code to authorize the collection and payment of debts through the United States Treasury Offset Program; to amend the Kenilworth Avenue Northeast Redevelopment Project Real Property Limited Tax Abatement Assistance Act of 2010 to repeal the subject-to-appropriations provision; to amend the 2323 Pennsylvania Avenue Southeast Redevelopment Project Real Property Tax Abatement Assistance Act of 2010 to repeal the subject-to-appropriations provision; to amend Chapter 46 of Title 47 of the District of Columbia Official Code to provide an abatement of real property taxes for 4427 Hayes Street, N.E., located in Ward 7; to amend the Renovation Penalty Abatement Act of 2010 to repeal the subject-to-appropriations provision; to amend the Renovation Penalty Act of 2010 to repeal the subject-to-appropriations clause; to amend the Job Growth Incentive Act of 2010 to repeal the subject-to-appropriations clause; to amend Chapter 46 of Title 47 of the District of Columbia Official Code to provide an exemption from real property taxation for the International House of Pancakes Restaurant # 3221 located on Lot 819, Square 5912, in Ward 8; to amend Chapter 10 of Title 47 of the District of Columbia Official Code to modify an exemption from taxation for certain real property described as Lot 857, Square 2084, owned by Tregaron Conservancy; to amend D.C. Official Code § 47-334(1) and D.C. Official Code § 47-335.02 to make necessary technical changes; to amend the Law to Legalize Lotteries, Daily Numbers Games and Bingo and Raffles for Charitable Purposes in the District of Columbia to define lottery and lottery game; to authorize the expenditure of funds to assist the Rhode Island Avenue Metro Station project; to amend the Ballpark Omnibus Financing and Revenue Act to require that excess funds in the Ballpark Revenue Fund be used to repay the ballpark bonds; to amend the Fiscal Year 2011 Budget Support Act of 2010 to make technical and clarifying changes; to amend Chapter 46 of Title 47 of the District of Columbia Code to provide real property and transfer tax exemptions for the Central Union Mission, Inc.; to amend Chapter 46 of Title 47 of the District of Columbia Code to provide a real property tax exemption for the Adams Morgan Hotel project; to transfer funds from certain special purpose and dedicated revenue accounts to unrestricted balance of the General Fund; and to modify the funding allocations for certain capital projects.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2011 Supplemental Budget Support Act of 2010”.

TITLE I. GOVERNMENT DIRECTION AND SUPPORT

SUBTITLE A. HEALTH BENEFIT PLAN CONTRIBUTION

Sec. 101. Short title.

This subtitle may be cited as the “Health Benefit Plan District Contribution Amendment Act of 2010”.

Sec. 102. Section 2109 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective October 1, 1987 (D.C. Law 7-27; D.C. Official Code § 1-621.09), is amended as follows:

(a) Subsection (a) is amended as follows:

(1) Strike the phrase “an amount equal to 75%” and insert the phrase “an amount equal to 72%” in its place.

(2) Strike the phrase “exceed 75%” and insert the phrase “exceed 72%” in its place.

(b) Subsection (h) is amended as follows:

(1) Paragraph (1) is amended by striking the phrase “exceed 75%” and inserting the phrase “exceed 72%” in its place.

(2) Paragraph (2) is amended as follows:

(A) Strike the phrase “an amount equal to 75%” and insert the phrase “an amount equal to 72%” in its place.

(B) Strike the phrase “contribute 25%” and insert the phrase “contribute 28%” in its place.

(3) Paragraph (3) is amended as follows:

(A) Strike the phrase “an amount equal to 75%” and insert the phrase “an amount equal to 72%” in its place.

(B) Strike the phrase “contribute 25%” and insert the phrase “contribute 28%” in its place.

(c) Subsection (j) is amended as follows:

(1) Paragraph (1) is amended as follows:

(A) Strike the phrase “an amount equal to 75%” and insert the phrase “an amount equal to 72%” in its place.

(B) Strike the phrase “contribute 25%” and insert the phrase “contribute 28%” in its place.

(2) Paragraph (2) is amended by striking the phrase “shall not exceed 75%” and inserting the phrase “shall not exceed 72%” in its place.

(d) Subsection (l) is amended as follows:

(1) Strike the phrase “an amount equal to 75%” and insert the phrase “an amount equal to 72%” in its place.

(2) Strike the phrase “contribute 25%” and insert the phrase “contribute 28%” in its place.

Sec. 103. Applicability.

This subtitle shall apply as of January 1, 2011.

SUBTITLE B. UNIVERSITY OF THE DISTRICT OF COLUMBIA FREEZE EXEMPTION

Sec. 111. Short title.

This subtitle may be cited as the “Within-Grade Salary Increases, Cost-of-Living Adjustments, and Salary and Benefits Schedules Exemption Act of 2010”.

Sec. 112. The Fiscal Year 2011 Budget Support Act of 2010, effective September 24, 2010 (D.C. Law 18-223; 57 DCR 6242), is amended as follows:

(a) Section 1026 is amended to read as follows:

“Sec. 1026. Exemptions.

“Sections 1023 and 1024 shall not apply to employees of the Metropolitan Police Department, the Fire and Emergency Medical Services Department, and the University of the District of Columbia.”.

(b) A new section 1143 is added to read as follows:

“Sec. 1143. Exemption.

“Section 1142 shall not apply to employees of the University of the District of Columbia.”.

SUBTITLE C. REPROGRAMMING POLICY REFORM

Sec. 121. Short title.

This subtitle may be cited as the "Reprogramming Policy Reform Act of 2010".

Sec. 122. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-355.05 is amended by adding a new subsection (e) to read as follows:

"(e)(1) The Chief Financial Officer shall submit a quarterly summary to the Council and the Mayor on all:

"(A) Reprogrammings;

"(B) Intra-District transfers; and

"(C) Other budget modifications that involve a change in the purpose of the use of the funds that are not included in the annual budget and are more than \$50,000 and less than \$500,000.

"(2)(A) The summary shall set forth clearly and concisely each budget category affected by the reprogramming, intra-District transfer, or other budget modification, as described in paragraph (1) of this subsection, showing the original and new amounts, as follows:

"(i) For the operating budget, by:

"(I) Agency;

"(II) Object category; and

"(III) Object class; and

"(ii) For capital projects, by:

"(I) Program;

"(II) Agency;

"(III) Object category; and

"(IV) Project and subproject.

"(B) For capital projects, the summary shall also describe any consequences of the shift, such as personnel shifts or equipment transfers.".

(b) Section 47-361 is amended to read as follows:

"§ 47-361. Definitions.

"For the purposes of this subchapter, the term:

"(1) "Agency" means the highest organizational unit of the District of Columbia

government at which budgeting data is aggregated.

"(2) "Agency funding source" means the designated resource or fund to which expenditures shall be charged.

"(3) "Budget" means the entire annual appropriation, including borrowing and spending authority, for all activities of all agencies of the District of Columbia government financed from all existing, proposed, or anticipated resources.

"(4) "Budget category" means:

"(A) For the operating budget: agencies, programs, agency funding sources, object categories, and object classes, as shown in the budget; and

"(B) For the capital budget: agencies, agency funding sources, and capital projects and subprojects, as shown in the budget.

"(5) "Capital budget" means that part of the budget that describes the annual element of the multiyear capital improvements plan.

"(6) "Capital project" shall have the same meaning as provided in section 103(8) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D. C. Official Code § 1-201.03(8)).

"(7) "Highway Trust Fund" means the District of Columbia Highway Trust Fund, established by section 102 of the Highway Trust Fund Establishment Act and the Water and Sewer Authority Amendment Act of 1996, effective April, 1997 (D. C. Law 11-184; D. C. Official Code § 9-111.01), and the Federal Highway Trust Fund, established pursuant to Title 23 of the United States Code.

"(8) "Intra-District transfer" means a budget modification that involves the movement of \$50,000 or more in funds from one agency to another agency for the same purpose for which the funds were appropriated.

"(9) "Object category" means the 2 major types of expenditures, which are personal services and non-personal services.

"(10) "Object class" means the subdivision of specific types of expenditures in the operating budget, such as fringe benefits and supplies.

"(11) "Offsetting" means an increase that is matched by a decrease with no change occurring in budget authority.

"(12) "Operating budget" means that part of the budget for the operation of the District government, excluding the capital budget.

"(13) "Program" means the highest level of budgeting and expenditure control within an agency that is designated for a specific purpose in the operating budget, which may consist of multiple actions necessary to achieve the stated purpose and goals.

"(14) "Reprogramming" means a budget modification of \$500,000 or more for purposes other than those originally authorized that results in an offsetting reallocation of budget authority from one budget category to another budget category."

(c) Section 47-363 is amended to read as follows:

" § 47-363. Council approval of reprogrammings.

"(a) The Mayor shall submit to the Council for approval a reprogramming request that individually or on a cumulative basis would result in a change to the original appropriated authority, along with certification by the Chief Financial Officer of the availability of funds for the reprogramming. The request shall include an analysis of its effect on the budget and on the

purposes for which the funds were originally appropriated.

"(b)(1) Upon receipt of a reprogramming request, the Chairman of the Council shall cause a notice of the request to be published in the District of Columbia Register, together with a statement that the request shall be deemed approved 14 days from the date of its receipt, unless a proposed disapproval resolution is filed prior to that time by a Councilmember, and that if a proposed disapproval resolution is filed, the request shall be deemed approved 30 days from the date of the receipt of the reprogramming request, unless prior to the end of the 30-day review period the Council adopts a resolution of disapproval or approval.

"(2) The publication of a notice of a reprogramming request shall satisfy the public notice requirements of this section and the rules of the Council and no further notice shall be necessary for the Council to adopt a resolution affecting the request.

"(3) The Council shall consider the request according to its rules. No request may be submitted to the Chairman of the Council under this subsection during such time as the Council is on recess, according to its rules, nor shall any time period provided in this subsection or in the Council's rules with respect to the requests continue to run during such time as the Council is on recess.

"(c)(1)) If no proposed disapproval resolution of a reprogramming request is filed with the Secretary to the Council ("Secretary") within 14 days of the receipt of the request from the Mayor, the request shall be deemed approved.

"(2) If a proposed disapproval resolution is filed with the Secretary within 14 days of receipt of the request from the Mayor, the Council may approve or disapprove the reprogramming request by resolution within 30 days of the receipt of the request from the Mayor. If the Council neither affirmatively approves or disapproves the request within 30 days of the receipt of the request, the request shall be deemed approved.

"(d) At any time prior to final action by the Council on a reprogramming request, or prior to the date the reprogramming request is deemed approved pursuant to subsection (c) of this section, the Mayor may withdraw the reprogramming request.

"(e)(1) An operating budget reprogramming request shall include for each budget category from or to which funds are being transferred a list of the funding reductions or additions by:

- "(A) Agency;
- "(B) Program;
- "(C) Activity;
- "(D) Object class; and
- "(E) Funding sources.

"(2) A capital reprogramming request shall include for each project or subproject from or to which funds are being transferred a list of the funding reductions or additions by:

- "(A) Agency;
- "(B) Project and subproject; and
- "(C) Funding sources."

(d) Section 47-365(6) is amended by striking the figure "\$1,000,000" and inserting the phrase "\$3 million" in its place.

Sec. 123. Section 1(k)(1) of An Act To grant additional powers to the Commissioners of the District of Columbia, and for other purposes, approved December 20, 1944 (58 Stat. 819; D.C. Official Code § 1-301.01(k)(1)), is amended by striking the phrase "the Mayor shall submit annually to the Council a report of all Memoranda of Understanding between" and inserting the phrase "the Chief Financial Officer shall submit quarterly to the Council and the Mayor the summary required by D.C. Official Code § 47-355.05(e), along with all Memoranda of Understanding between" in its place.

SUBTITLE D. FINANCIAL STABILITY MEASURES REPEAL

Sec. 131. Short title.

This subtitle may be cited as the "Financial Stability Measures Repeal Act of 2010".

Sec. 132. The Financial Stability Measures Emergency Act of 2010, effective October 19, 2010 (D.C. Act 18-588; 57 DCR 10140), is repealed.

Sec. 133. The Financial Stability Measures Clarification Emergency Amendment Act of 2010, effective November 3, 2010 (D.C. Act 18-593; 57 DCR 10475), is repealed.

TITLE II. ECONOMIC DEVELOPMENT AND REGULATION

SUBTITLE A. NEIGHBORHOOD INVESTMENT FUND

Sec. 201. Short title.

This subtitle may be cited as the "Neighborhood Investment Fund Implementation Amendment Act of 2010".

Sec. 202. Section 2 of the Neighborhood Investment Act of 2004, effective March 30, 2004 (D.C. Law 15-131; D.C. Official Code § 6-1071), is amended by adding a new subsection (k) to read as follows:

"(k) The Neighborhood Investment Fund dollars under the budget authority of the Office of the Deputy Mayor for Planning and Economic Development in fiscal year 2011 shall be allocated on a one-time basis as follows:

"(1) An amount of \$2,293,502 shall be available to support grants to not-for-profit organizations for projects and programs that fulfill the goals of this act. Project and program types that may be funded under this paragraph include vocational training and job placement for youth and adults, senior- and youth-oriented programming, affordable housing, senior housing, small business technical assistance, and predevelopment and project financing for the construction and rehabilitation of affordable housing, mixed-use, and community-based facility projects.

"(2) An amount of \$190,059 shall be available to support personnel and administrative costs associated with the implementation of this act, including salary, fringe benefits, marketing, community outreach, and supplies.

"(3) An amount of \$1.1 million shall be deposited in the Career Technical Training Fund and used to fund costs associated with the 24-hour vocational education programs at Phelps Architecture, Construction, and Engineering High School, the Academy for

Construction and Design at Cardozo Senior High School, and the Hospitality Public Charter School at Roosevelt High School.

“(4) An amount of \$2 million shall be available to provide grants and other funding in support of the New Communities Human Capital program, including intensive case management, workforce development focused on education, training, and employment for adults and youth, financial literacy, health services, and increased public safety.”.

Sec. 203. Applicability.

This subtitle shall apply as of October 1, 2010.

TITLE III. PUBLIC SAFETY AND JUSTICE
[Reserved]

TITLE IV. PUBLIC EDUCATION
SUBTITLE A. SCHOOL FUNDING

Sec. 401. Short title.

This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools Amendment Act of 2010”.

Sec. 402. The Uniform Per Student Funding Formula for Public Schools and Public Charter Schools and Tax Conformity Clarification Amendment Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2901 *et seq.*), is amended as follows:

(a) Section 104 (D.C. Official Code § 38-2903) is amended by striking the phrase “\$8,945 per student for fiscal year 2011” and inserting the phrase “\$8,770 per student for fiscal year 2011” in its place.

(b) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array and inserting the following chart in its place:

Grade Level	Weighting	Per Pupil Allocation in FY 2011
Pre-School	1.34	\$11,752
Pre-Kindergarten	1.30	\$11,401
Kindergarten	1.30	\$11,401
Grades 1-3	1.00	\$8,770
Grades 4-5	1.00	\$8,770
Ungraded elementary school	1.00	\$8,770
Grades 6-8	1.03	\$9,033
Ungraded middle school/junior high school	1.03	\$9,033
Grades 9-12	1.16	\$10,173
Ungraded senior high	1.16	\$10,173

school		
Alternative program	1.17	\$10,261
Special education school	1.17	\$10,261
Adult	0.75	\$6,578

(c) Section 106 (D.C. Official Code § 38-2905) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Paragraph (2) is amended by striking the word “or” at the end.

(B) Paragraph (3) is amended by striking the period at the end and inserting the phrase “; and” in its place.

(C) A new paragraph (4) is added to read as follows:

“(4) Extended school days.”.

(2) Subsection (c) is amended to read as follows:

“(c) The supplemental allocations shall be calculated by applying weightings to the foundation level as follows:

“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“LEP/NEP	Limited and non-English proficient students	0.45	\$3,947
“Summer	An accelerated instructional program in the summer for students who do not meet literacy standards pursuant to promotion policies of the District of Columbia Public Schools and public charter schools	0.17	\$1,491
“Extended school day	Extended learning time beyond the regular school day	0.1	n/a

“Special Education Add-ons:

Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“Level 1: Special Education	Eight hours or less per week of specialized services	0.52	\$4,560
“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of	0.79	\$6,928

	specialized services		
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.56	\$13,681
“Level 4: Special Education	More than 24 hours per week which may include instruction in a self contained (dedicated) special education school other than residential placement	2.83	\$24,819
“Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.70	\$14,909

“Residential Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“Level 1: Special Education - Residential	Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.374	\$3,280
“Level 2: Special Education - Residential	Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	1.360	\$11,927

“Level 3: Special Education - Residential	Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.941	\$25,793
“Level 4: Special Education - Residential	Additional funding to support the after-hours level 4 special education needs of limited and non-English proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.924	\$25,643
“LEP/NEP - Residential	Additional funding to support the after-hours Limited and non-English proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.68	\$5,964

“Special Education Add-ons for Students with Extended School Year (“ESY”) Indicated in Their Individualized Education Programs (“IEPs”):

“Level/ Program	Definition	Weighting	Per Pupil Supplemental FY 2011
“Special Education Level 1 ESY	Additional funding to support the summer school/program need for students who require extended school year (ESY) services in their	0.064	\$561

	IEPs		
"Special Education Level 2 ESY	Additional funding to support the summer school/program need for students who require extended school year (ESY) services in their IEPs	0.231	\$2,026
"Special Education Level 3 ESY	Additional funding to support the summer school/program need for students who require extended school year (ESY) services in their IEPs	0.500	\$4,385
"Special Education Level 4 ESY	Additional funding to support the summer school/program need for students who require extended school year (ESY) services in their IEPs	0.497	\$4,359".

(3) A new subsection (g) is added to read as follows:

"(g) The supplemental allocation for the extended school day shall be subject to the inclusion of its fiscal effect in an approved budget."

(d) Section 115 (D.C. Official Code § 38-2913) is amended by striking the year "2012" and inserting the year "2013" in its place.

(e) Section 116 (D.C. Official Code § 38-2914) is amended as follows:

(1) Subsection (a)(1) is amended by striking the word "Council" and inserting the word "Mayor" in its place.

(2) Subsection(c)(1) is amended to read as follows:

"(c)(1) No later than March 31, 2011, the Commission shall provide to the Mayor an equity report detailing for fiscal years 2009 and 2010:"

(3) Subsection (d) is amended by striking the date "June 30" and inserting the date "September 30" in its place.

Sec. 403. The District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1800.02 *et seq.*), is amended as follows:

(a) Section 2401(b)(3) (D.C. Official Code § 38-1804.01(b)(3)) is amended by adding a new subparagraph (E) to read as follows:

“(E) Notwithstanding paragraph (2) of this subsection, for fiscal year 2011, supplemental funding in addition to the supplemental allocations authorized by section 106 may be provided to local education agencies (“LEAs”) for special education services, including programs that increase the capacity of the LEA to provide special education services.”.

(b) Section 2403(a)(2)(A) (D.C. Official Code § 38-1804.03)(a)(2)(A) is amended as follows:

(1) Sub-subparagraph (i) is amended by striking the phrase “sub-subparagraph (ii)” and inserting the phrase “sub-subparagraphs (ii) and (iii)” in its place.

(2) A new sub-subparagraph (iii) is added to read as follows:

“(iii) Funds received from the Education Jobs Fund, established by section 101 of An Act To modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provides for modernization of the air traffic control system, reauthorizes the Federal Aviation Administration, and for other purposes, approved August 10, 2010 (Pub. L. No.111-226; 124 Stat. 2389) (“Act”), shall be disbursed to public charter schools at such times as are consistent with the requirements of the Act, its implementing regulations, and other applicable federal regulations.”.

Sec. 404. Section 3(b) of the State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)), is amended as follows:

(a) A new paragraph (8A) is added to read as follows:

“(8A) Prescribe standards for extended learning time beyond the regular school day for public schools, including public charter schools;”.

(b) Paragraph (16) is amended by striking the word “and” at the end.

(c) Paragraph (17) is amended by striking the period at the end and inserting the phrase “; and” in its place.

(d) A new paragraph (18) is added to read as follows:

“(18) Have the authority to issue grants, from funds under its administration (including the non-public tuition paper agency), to local education agencies (“LEAs”) for programs that increase the capacity of the LEA to provide special education services.”.

Sec. 405. Applicability.

This subtitle shall apply as of October 1, 2010.

SUBTITLE B. HEALTHY SCHOOLS ACT

Sec. 411. Short title.

This subtitle may be cited as the “Healthy Schools Amendment Act of 2010”.

Sec. 412. Section 102(c)(6) and (7) of the Healthy Schools Act of 2010, effective July 27, 2010 (D.C. Law 18-209; D.C. Official Code § 38-821.02(c)(6) and (7)), are amended by striking the phrase “shall make grants available” both times it appears and inserting the phrase “shall make grants available, subject to the availability of funds in the Fund,” in its place.

SUBTITLE C. UNIVERSITY OF THE DISTRICT OF COLUMBIA EXPANSION

Sec. 421. Short title.

This subtitle may be cited as the “University of the District of Columbia Expansion Act of 2010”.

Sec. 422. The University of the District of Columbia shall have exclusive use of the closed Patricia R. Harris Educational Center School building and site located at 4600 Livingston Road, S.E., in Ward 8, to expand upon its collegiate mission and Workforce Development and Lifelong Learning Program by continuing to provide Vocational Education and Community College of the District of Columbia courses.

SUBTITLE D. DCPL AUTHORITY.

Sec. 431. Short title.

This subtitle may be cited as the “African-American Civil War Museum Clarification Act of 2010”.

Sec. 432. The District of Columbia Public Library is authorized to issue grants and execute contracts pursuant to its authority granted in the Reserve for African-American Civil War Records Act of 2009, effective March 3, 2010 (D.C. Law 18-111; 57 DCR 181).

TITLE V. HEALTH AND HUMAN SERVICES

SUBTITLE A. GRANDPARENTS CAREGIVER PROGRAM AND LONG-TERM PERMANENT GUARDIANSHIP SUBSIDIES

Sec. 501. Short title.

This subtitle may be cited as the “Grandparent Caregivers Program and Long-Term Permanent Guardianship Subsidies Amendment Act of 2010”.

Sec. 502. Section 104(b) of the Grandparent Caregivers Pilot Program Establishment Act of 2005, effective March 8, 2006 (D.C. Law 16-69; D.C. Official Code § 4-251.04(b)), is amended by striking the phrase “that the subsidy shall be within 5% (no less than 95% and no more than 105%)” and inserting the phrase “that the subsidy shall be at least 66%, but no more than 105%” in its place.

Sec. 503. Applicability.

This subtitle shall apply as of January 1, 2011.

SUBTITLE B. HOSPITAL ASSESSMENT

Sec. 511. Short title.

This subtitle may be cited as the “Hospital Assessment Amendment Act of 2010”.

Sec. 512. Section 5014(a)(2) of the Hospital Assessment Act of 2010, effective September 24, 2010 (D.C. Law 18-223; D.C. Official Code § 44-633(a)(2)), is amended by striking the phrase “\$1,500” and inserting the phrase “\$2,000” in its place.

Sec. 513. Applicability.

This subtitle shall apply as of October 1, 2010.

SUBTITLE C. TANF REGULATIONS

Sec. 521. Short title.

This subtitle may be cited as the “District of Columbia Public Assistance Amendment Act of 2010”.

Sec. 522. The District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Official Code § 4-201.01 *et seq.*), is amended as follows:

(a) Section 205 (D.C. Official Code § 4-202.05) is amended by adding a new subsection (c) to read as follows:

“(c)(1) Within 90 days of the effective date of the District of Columbia Public Assistance Emergency Amendment Act of 2010, passed on emergency basis on December 21, 2010 (Enrolled version of Bill 18-1098), the Mayor shall issue proposed rules on sanctions.

“(2) The proposed rules shall be submitted to the Council for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45-day review period, the proposed rules shall be deemed approved.”.

(b) New sections 511b and 511c are added to read as follows:

“Sec. 511b. Reduction in benefits for long-term TANF recipients.

“An individual who has received federally or locally funded TANF benefits in the District of Columbia for more than 60 months, whether or not consecutive, shall receive a reduction in his or her maximum benefit in accordance with section 552 and as set forth in rules issued pursuant to section 205.

“Sec. 511c. Human impact statement.

“Within 60 days of the effective date of the Fiscal Year 2011 Supplemental Budget Emergency Act of 2010, passed on emergency basis on December 21, 2010 (Enrolled version of Bill 18-1098), the Auditor shall conduct an assessment of the impact of reductions in assistance pursuant to this act on families and their children and issue a human impact statement, which shall include:

“(1) The number of families affected;

“(2) The number of children affected in the following age categories;

“(A) Infant – 3 years old;

“(B) 4-9 year olds;

“(C) 10-13 years old; and

“(D) 14-18 years old;

“(3) A sample of a least 35 families, including a consideration of the children

regarding:

“(A) Changes in school performance;

“(B) Changes in after-school performance;

“(C) Changes in health status; and

“(D) New interactions with Court Social Services or Department of Youth Rehabilitative Services; and

“(4) The number of service providers providing training programs based on specific performance-based measures, including:

“(A) A description of programs being offered; and

“(B) The enrollment figures in each program.”.

(c) Section 518(d) (D.C. Official Code § 4-205.18(d)) is amended by striking the phrase “federally funded” each time it appears.

(d) Section 519f (D.C. Official Code (§ 4-205.19f) is amended as follows:

(1) Subsection (a) is repealed.

(2) A new subsection (f) is added to read as follows:

“(f) If a TANF recipient fails to complete his or her annual review or is otherwise terminated while under sanctions, and makes a new application for benefits, the TANF applicant shall:

“(1) Undergo an assessment and orientation pursuant to section 519(b); and

“(2) Shall remain under the same level of sanction until in compliance pursuant to subsection (b) of this section.”.

(e) A new section 551a is added to read as follows:

“Sec. 551a. TANF Universal Service Delivery Model.

“(a) By no later than September 30, 2011, the Mayor shall have adopted and fully implemented the TANF Universal Service Delivery Model, as created by the Department of Human Services, which shall:

“(1) Address customer needs based on personal and family circumstances, to the extent feasible;

“(2) Require orientation and a detailed assessment and referral to an appropriate array of services and supports, which shall be provided through:

“(A) Contract job placement;

“(B) Education and training vendors, and

“(C) District agencies;

“(3) Emphasize education, training, and skills enhancement;

“(4) Assist customers in addressing and overcoming challenges that are barriers to employment;

“(4) Include financial disincentives to customers who without good cause remain unemployed;

“(5) Provide for participation with the TEP program;

“(6) Provide for an Individual Responsibility Plan for each customer; and

“(7) Include a system of sanctions for a customer who fails to participate or complete an Individual Responsibility Plan.

“(b) A nonexempt customer who fails to participate or complete an Individual Responsibility Plan shall be subject to a progressive, graduated sanction policy, as established by the Department of Human Services. Each level of sanctions shall reduce further the maximum grant a customer will be eligible to receive.

“(c) The Mayor shall submit a draft plan of the TANF Universal Service Delivery Model to the Council for its review by March 1, 2011.”.

(f) Section 552 (D.C. Official Code § 4-205.52) is amended by adding a new subsection (c-2) to read as follows:

“(c-2) The level of public assistance payment for assistance units subject to section 511b shall be equal to the current payment level for the assistance unit, established by subsection (d) of this section, less 20% after February 1, 2011.”.

Sec. 523. Title 29 of the District of Columbia Municipal Regulations is amended as follows:

(a) Section 5814.5 is amended to read as follows:

“5814.5 After application of these disregards in subsection 5814.4, the remaining income shall be compared to the Standard of Assistance for a family unit. The Standard of Assistance shall be defined as specified in the District of Columbia Public Assistance Act of 1982, as amended. If less than the Standard of Assistance, the income shall be compared to the payment standard. The payment standard shall be defined as specified in the District of Columbia Public Assistance Act of 1982, as amended. The payment levels set forth in Chapter 72 of Title 29 DCMR shall apply to payments made as of February 1, 2011.”.

(b) Section 7200 is amended by adding new subsections 7200.3 and 7200.4 to read as follows:

“7200.3 Pursuant to section 552 of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Official Code § 4-205.52), a TANF recipient who has received TANF benefits for more than 60 months, whether or not consecutive months, shall be eligible to receive no more than the payment levels as set forth in §7200.4.

“7200.4 Effective February 1, 2011, the payment levels set forth in this subsection shall apply to recipients who have received TANF benefits for more than 60 months:

Family Size	Standards of Assistance	Payment Level
1	\$450	\$216
2	\$560	\$269
3	\$712	\$342
4	\$870	\$418
5	\$1,002	\$482
6	\$1,178	\$566
7	\$1,352	\$650
8	\$1,494	\$718
9	\$1,642	\$790
10	\$1,786	\$858
11	\$1,884	\$905
12	\$2,024	\$973
13	\$2,116	\$1,017

14	\$2,232	\$1,072
15	\$2,316	\$1,113
16	\$2,432	\$1,169
17	\$2,668	\$1,282
18	\$2,730	\$1,311
19	\$2,786	\$1,338

Sec. 524. Applicability.

This subtitle shall apply as of February 1, 2011.

SUBTITLE D. HEALTH PROFESSIONAL RECRUITMENT

Sec. 531. Short title.

This subtitle may be cited as the “Health Professional Recruitment Program Amendment Act of 2010”.

Sec. 532. The District of Columbia Health Professionals Recruitment Program Act of 2005, effective March 8, 2006 (D.C. Law 16-71; D.C. Official Code § 7-751.01 *et seq.*), is amended as follows:

(a) Section 12(a) (D.C. Official Code § 7-751.11(a)) is repealed.

(b) Section 14(b) (D.C. Official Code § 7-751.13(b)) is amended to read as follows:

“(b) Within one year of the date of a breach of contract, the participant found in breach of contract shall repay the District the greater of \$31,000 or an amount equal to the sum of the following:

“(1) The amount of the loan repayments paid to the participant for any period of obligated service not completed;

“(2) An amount equal to the product of the number of months of obligated service not completed by the participant multiplied by \$7,500; and

“(3) Interest on the amounts specified in paragraphs (1) and (2) of this subsection at the maximum legal prevailing rate, as determined by the Treasurer of the United States, from the date of the breach.”.

(c) Section 16 (D.C. Official Code § 7-751.15) is amended as follows:

(1) The section heading is amended by striking the phrase “Suspension and waiver of contract.” and inserting the phrase “Suspension, waiver, and termination of contract.” in its place.

(2) Subsection (b)(2) is repealed

(3) New subsections (c) and(d) are added to read as follows:

“(c) An obligation of an individual for service or payment of damages shall be terminated upon the death of the individual.

“(d) The Director may terminate a contract under the Program with a participant if, not later than August 16 of the year in which the contract became effective, the participant:

“(1) Submits a signed written request to terminate the contract; and

“(2) Repays all amounts of loan repayments paid to the participant under the contract.”.

TITLE VI. TRANSPORTATION, PUBLIC WORKS, AND THE ENVIRONMENT
SUBTITLE A. STREETSCAPE FUND

Sec. 601. Short title.

This subtitle may be cited as the “Streetscape Fund Amendment Act of 2010”.

Sec. 602. (a) The amount of \$7 million transferred to the budget of the District Department of the Transportation by section 7072(d)(6)(C) of the Capital Projects Modification Act of 2010, effective September 24, 2010 (D.C. Law 18-223; 57 DCR 6389), is transferred to the unrestricted balance of the General Fund of the District of Columbia.

(b) The capital projects established by section 7072(d)(6)(A) and (B) of the Capital Projects Modification Act of 2010, effective September 24, 2010 (D.C. Law 18-223; 57 DCR 6389), are rescinded.

Sec. 603. Streetscape Loan Relief Fund.

(a) There is established as a nonlapsing fund the Streetscape Loan Relief Fund (“Fund”), which shall be used solely to make loans in accordance with subsection (c) of this section. The Fund shall be funded by annual appropriations; provided, that for fiscal year 2011, the amount deposited in the Fund shall be \$723,000. All funds received from repayments of loans shall be deposited into the Fund.

(b) All funds deposited into the Fund, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available for the uses and purposes set forth in subsection (c) of this section without regard to fiscal year limitation, subject to authorization by Congress.

(c) If the District undertakes a streetscape construction or rehabilitation project, the Mayor, in his or her sole discretion, may make interest-free loans from the Fund to any individual or entity that operates a retail business inside or adjoining the streetscape construction or rehabilitation project. To obtain a loan, a retail business shall submit a loan application in the form and with the information that the Mayor shall require. The Mayor shall determine the terms and conditions of each loan based upon the loan application submitted by the retail business; provided, that the term of a loan pursuant to this section shall not exceed 5 years after the termination of the streetscape construction or rehabilitation project.

(d) The Mayor, pursuant to Title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this section.

Sec. 604. The Department of Transportation Streetscape Construction Survival Fund Emergency Act of 2010, passed on emergency basis on December 7, 2010 (Enrolled version of Bill 18-1096), is repealed.

SUBTITLE B. SUSTAINABLE ENERGY TRUST FUND

Sec. 611. Short title.

This subtitle may be cited as the “Clean and Affordable Energy Second Amendment Act of 2010”.

Sec. 612. The Clean and Affordable Energy Act of 2008, effective October 22, 2008 (D.C. Law 17-250; D.C. Official Code § 8-1774.01 *et seq.*), is amended as follows:

(a) Section 205(h) (D.C. Official Code § 8-1774.05(h)) is amended by striking the phrase “\$1 million” and inserting the phrase “\$775,000” in its place.

(b) Section 210(c) (D.C. Official Code § 8-1774.10(c)) is amended as follows:

(1) Paragraph (2) is amended by striking the figure “payments under the contract” and inserting the figure “authorized contract level” in its place.

(2) Paragraph (4) is amended by striking the figure “\$13,000” and inserting the figure “\$9,880” in its place.

(3) Paragraph (5) is amended by striking the figure “\$2.773 million” and inserting the figure “\$2.375 million” in its place.

(4) Paragraph (6) is amended by striking the figure “\$1.5 million” and inserting the figure “\$1.073 million” in its place.

(5) Paragraph (7) is amended by striking the figure “\$1.455 million” and inserting the figure “\$1.106 million” in its place.

(c) Section 211(c) (D.C. Official Code § 8-1774.11(c)), is amended to read as follows:

“(c) The Energy Assistance Trust Fund shall be used solely to fund the existing low-income programs in the amount of \$2.409 million in fiscal year 2011, and \$2.6 million annually thereafter.”.

Sec. 613. Applicability.

This subtitle shall apply as of October 1, 2010.

SUBTITLE C. DISTRICT DEPARTMENT OF TRANSPORTATION OMNIBUS AMENDMENT ACT OF 2010

Sec. 621. Short title.

This subtitle may be cited as the “District Department of Transportation Omnibus Amendment Act of 2010”.

Sec. 622. Section 3(e) of the District of Columbia Emergency Highway Relief Act, approved August 4, 1995 (109 Stat. 257; D.C. Official Code § 9-109.02(e)), is amended as follows:

(a) Strike the phrase “submit to Congress a report” both times it appears and insert the phrase “submit to Congress, the Mayor, the Chief Financial Officer, and the Council a report” in its place.

(b) Strike the phrase “Not later than May 31, 2001, and each May 31 thereafter” and insert the phrase “Not later than March 15, 2011, and each March 15 thereafter” in its place.

Sec. 623. The Highway Trust Fund Establishment Act of 1996, effective April 9, 1997 (D.C. Law 11-184; D.C. Official Code § 9-111.01 *et seq.*), is amended as follows:

(a) Section 102 (D.C. Official Code § 9-111.01), is amended as follows:

(1) Subsection (d) is amended as follows:

(A) Designate the existing text as paragraph (1).

(B) A new paragraph (2) is added to read as follows:

“(2) All monies in the Fund designated to comply with the requirements of section 3 of the District of Columbia Emergency Highway Relief Act, approved August 4, 1995 (109 Stat. 257; D.C. Official Code § 9-109.02), shall not exceed 22% of the proposed annual Fund expenditures.”.

(2) Subsection (e) is amended as follows:

(A) Designate the existing text as paragraph (1).

(B) The newly designated paragraph (1) is amended by striking the phrase "based on the 6-year projected trust fund performance, shall be deposited into the District Department of Transportation Unified Fund, established by section 9c of the Department of Transportation Establishment Act of 2002, passed on 2nd reading on June 5, 2007 (Enrolled version of Bill 17-148)," and inserting the phrase "based on the 6-year projected trust fund performance audit conducted by the Inspector General pursuant to section 3(e) of the District of Columbia Emergency Highway Relief Act, approved August 4, 1995 (109 Stat. 257; D.C. Official Code § 9-109.02(e)), shall be deposited into the Local Transportation Fund established by section 102a" in its place.

(C) A new paragraph (2) is added to read as follows:

“(2) The Mayor annually shall determine the excess amount based upon the audit of the Inspector General issued pursuant to section 3(e) of the District of Columbia Emergency Highway Relief Act, approved August 4, 1995 (109 Stat. 257; D.C. Official Code § 9-109.02(e)), and include the amount in the budget for the fiscal year beginning on October 1 of that year that is transmitted to the Council pursuant to section 442 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 798; D.C. Official Code § 1-204.42).”.

(b) Section 102a (D.C. Official Code § 9-111.01a) is amended as follows:

(1) The section heading is amended by striking the phrase “Local Roads Construction and Maintenance Fund” and inserting the phrase “Local Transportation Fund” in its place.

(2) Subsection (a) is amended as follows:

(A) Strike the phrase "Local Roads Construction and Maintenance Fund ("Maintenance Fund")" and insert the phrase "Local Transportation Fund" in its place.

(B) Strike the phrase "from funds on deposit within the District Department of Transportation Unified Fund" and insert the phrase "and into which the Chief Financial Officer of the District of Columbia shall deposit: “(1) All receipts from special purpose public inconvenience fees; “(2) All receipts from special purpose utility marking service fees; “(3) All GARVEE bond proceeds; and “(4) All charges imposed for rental and utilization of public space authorized by the District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*)" in its place.

(3) Subsection (b) is amended as follows:

(A) Strike the phrase "Maintenance Fund" and insert the phrase "Local Transportation Fund" in its place.

(B) Strike the phrase "federal aid" and insert the phrase "federal aid and mass transit" in its place.

(4) Subsection (d)(1) is amended by striking the phrase "Local Roads Construction and Maintenance Fund" and inserting the phrase "Local Transportation Fund" in its place.

Sec. 624. Section 1704(a) of the Highway Trust Fund Amendment Act of 2001 , effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 9-111.31(a)), is amended by striking the phrase "Highway Trust Fund and Local Roads Construction and Maintenance Fund" and inserting the phrase "District of Columbia Highway Trust Fund and Local Transportation Fund" in its place.

Sec. 625. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-305.01 is amended to read as follows:

"§ 47-305.01. Revenue from public rights-of-way included in budget submission.

"(a) All of the revenue derived from the collection of charges imposed for rental and utilization of public space authorized by the District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*), shall be dedicated annually to the Local Transportation Fund.

"(b) Revenue derived from the collection of charges imposed for rental and utilization of public space authorized by the District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*), may be transferred annually to the District of Columbia Highway Trust Fund in an amount sufficient to meet the local contribution to match the federal entitlement grant."

(b) Chapter 20 is amended as follows:

(1) The table of contents is amended by adding a new section designation to read as follows:

"47-2002.07. Revenue from tax on gross receipts from sale of or charges for service of parking or storing vehicles of trailers dedicated to WMATA operating subsidy.

(2) A new section 47-2002.07 is added to read as follows:

"§ 47-2002.07. Revenue from tax on gross receipts from sale of or charges for service of parking or storing vehicles of trailers dedicated to WMATA operating subsidy.

"All of the revenue derived from the collection of the tax imposed upon all vendors by § 47-2002(1) on the gross receipts from the sale of or charges for the service of parking or storing vehicles or trailers, except the service of parking or storing of motor vehicles or trailers on a parking lot owned or operated by the Washington Metropolitan Area Transit Authority ("WMATA") and located adjacent to a WMATA passenger stop or station, shall be dedicated annually to paying the District's annual operating subsidies to WMATA."

(c) Section 47-2301 is amended as follows:

(1) Subsection (b) is amended by striking the phrase "§§ 47-2301 through 47-2315" and inserting the phrase "§§ 47-2302 through 47-2315" in its place.

(2) A new subsection (c) is added to read as follows:

"(c) The Chief Financial Officer of the District of Columbia shall transfer annually to the District of Columbia Highway Trust Fund the proceeds of the taxes imposed under subsection (a) of this section."

Sec. 626. The Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended as follows:

(a) Section 9b (D.C. Official Code § 50-921.10) is repealed.

(b) Section 9c (D.C. Official Code § 50-921.11) is repealed.

(c) New sections 9d and 9e are added to read as follows:

"Sec. 9d. Special purpose revenue funds.

"(a) Beginning October 1, 2011, the Mayor shall submit to the Council, on a quarterly basis, a report certified by the Chief Financial Officer of the District of Columbia that details the activities, budget, expenditures, and variances, at the program level, of all programs, activities, and projects undertaken by the District Department of Transportation from all available special purpose revenue funding sources.

"(b) The Chief Financial Officer of the District of Columbia shall certify that project expenditures and obligations have not exceeded authorized amounts and that fund revenues are sufficient to ensure that remaining authorized project expenditures will not exceed revenues.

"Sec. 9e. District Department of Transportation Enterprise Fund for Transportation Initiatives.

"(a) There is established as a nonlapsing fund the District Department of Transportation Enterprise Fund for Transportation Initiatives ("Fund"), which shall be administered by the Director of the District Department of Transportation and used to fund the cost of capital projects of the District Department of Transportation proposed by the Mayor and approved by act of the Council.

"(b) The Fund shall consist of revenues from fines derived from the enforcement of truck safety and size, weight, and noise regulations, and any revenues, grants, or gifts as may from time-to-time be dedicated to the Fund.

"(c) All funds deposited into the Fund, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available for the uses and purposes set forth in subsection (a) of this section without regard to fiscal year limitation, subject to authorization by Congress."

Sec. 627. Section 7 of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 93; D.C. Official Code § 50-2607), is amended by striking the phrase "Local Roads Construction and Maintenance Fund" and inserting the phrase "Local Transportation Fund" in its place.

Sec. 628. Section 11 of An Act Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1939, and for other purposes, approved April 4, 1938 (52 Stat. 192; D.C. Official Code § 50-2633(b)), is amended by striking the phrase "and all fees collected shall be paid to the Collector of Taxes for deposit in the Treasury of the United States

to the credit of the revenues of said District” and inserting the phrase "and all fees collected shall be dedicated annually to paying the District’s annual operating subsidies to the Washington Metropolitan Area Transit Authority” in its place.

Sec. 629. Applicability.

This subtitle shall apply as of October 1, 2011; except, that sections 622 and 623(a)(2) shall apply as of the effective date of this act.

TITLE VII. FINANCE AND REVENUE

SUBTITLE A. RECIPROCAL STATE-FEDERAL OFFSET PROGRAM

Sec. 701. Short title.

This subtitle may be cited as the “Reciprocal State-Federal Offset Act of 2010”.

Sec. 702. Chapter 1 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

“47-143. United States Treasury offset program authorized; setoff of federal debts.

(b) A new section 47-143 is added to read as follows:

“§ 47-143. United States Treasury offset program authorized; setoff of federal debts.

“(a) For the purposes of this section, the term:

“(1) “Chief Financial Officer” means the Chief Financial Officer of the District of Columbia established pursuant to § 1-204.24(a)(1)).

“(2) “District of Columbia payment” means a payment by the District of Columbia to a person, including tax refunds, vendor and contractor payments, and expense reimbursements to an employee of the District of Columbia. The term “District of Columbia payment” shall not include salary, wages, or pension payments.

“(3) “Federal official” means a unit or official of the federal government charged with the collection of nontax liabilities payable to the federal government and with the authority to enter into the offset agreement.

“(4) “Offset agreement” means an agreement authorized by this section.

“(5) “Person” means an individual, vendor, contractor, partnership, society, association, joint stock company, limited liability company, corporation, estate, receiver, trustee, assignee, and any other person acting in a fiduciary or representative capacity whether appointed by a court or otherwise, or a combination of the foregoing.

“(b) The Mayor may enter into an agreement with the United States Secretary of the Treasury to participate in the Treasury Offset Program. The offset agreement may provide for the collection of any delinquent debt owed to the District of Columbia from federal payments payable to the debtor. The offset agreement may also provide for the United States to submit requests to the District for delinquent nontax debts owed to federal agencies to be offset against District of Columbia payments.

“(c) The Mayor may authorize the Chief Financial Officer to reduce a District of Columbia payment by the amount of any federal nontax debt amount requested by the United States to be offset by the District in accordance with the offset agreement.

“(d) The offset agreement may provide for the United States or the District to charge a fee for an offset implemented by either party and that the offset fee may be deducted from amounts remitted to the District of Columbia by the federal government. The amount of an offset fee charged by the United States shall be added to the nontax debt amount owed the District by the debtor and shall be considered an additional debt of the debtor, which shall be subject to offset. The amount of an offset fee charged by the District shall be deposited in the General Fund of the District of Columbia.

“(e) The offset agreement may provide that a federal official may:

“(1) Certify to the Mayor the existence of a delinquent nontax debt owed by a person to the federal government by providing:

“(A) The full name of the person;

“(B) The social security number or federal tax identification number of the person;

“(C) The amount of the delinquent nontax debt owed by the person to the federal government; and

“(D) Any other information required pursuant to the agreement; and

“(2) Request the Mayor to authorize the Chief Financial Officer to withhold a District of Columbia payment to which the person is otherwise entitled.

“(f) After receiving a certified offset request from a federal official, the Mayor may (or shall, if required by the offset agreement):

“(1) Determine if a person for whom the offset request is received is due a District of Columbia payment;

“(2) Authorize the Chief Financial Officer to withhold a District of Columbia payment that is otherwise due to the person for whom an offset request has been received;

“(3) Authorize the Chief Financial Officer to pay to the federal official the lesser of:

“(A) The entire District of Columbia payment, less any offset fee authorized by the offset agreement; or

“(B) The amount certified, less any offset fee authorized by the agreement; and

“(4) Notify the person of the amount withheld.

“(g) The Mayor may:

“(1) Certify to a federal official a delinquent debt owed by a person to the District by providing to the federal official:

“(A) The name and address of the person and any other names known to be used by the person;

“(B) The social security number or tax identification number of the person;

“(C) The amount of the delinquent debt due to the District of Columbia by the person;

“(D) A statement that the debt is past due and legally enforceable in the amount certified; and

“(E) Any other information required by the offset agreement; and

“(2) Request that the federal official withhold any federal payment to which the person is otherwise entitled and pay to the District the amount of debt certified.”.

SUBTITLE B. BUDGET FINANCING CONTINGENCIES

Sec. 711. Short title.

This subtitle may be cited as the “Budget Financing Contingencies Act of 2010”.

Sec. 712. Section 3 of the 800 Kenilworth Avenue Northeast Redevelopment Project Real Property Limited Tax Abatement Assistance Act of 2010, signed by the Mayor on November 23, 2010 (D.C. Act 18-614; 57 DCR 11512), is repealed.

Sec. 713. Section 3 of the 2323 Pennsylvania Avenue Southeast Redevelopment Project Real Property Tax Abatement Assistance Act of 2010, signed by the Mayor on November 19, 2010 (D.C. Act 18-612; 57 DCR 11508), is repealed.

Sec. 714. Section 3 of the Renovation Penalty Abatement Act of 2010, effective October 15, 2010 (D.C. Law 18-235; 57 DCR 7158), is repealed.

Sec. 715. Section 4 of the Job Growth Incentive Act of 2010, effective July 27, 2010 (D.C. Law 18-202; 57 DCR 4746), is repealed.

SUBTITLE C. 4427 HAYES STREET, N.E., REDEVELOPMENT PROJECT

Sec. 721. Short title.

This subtitle may be cited as the “4427 Hayes Street, N.E., Real Property Tax Abatement Act of 2010”.

Sec. 722. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

“47- 4649. Abatement of real property taxes for 4427 Hayes Street, N.E.”.

(b) A new section 47-4649 is added to read as follows:

“§ 47- 4649. Abatement of real property taxes for 4427 Hayes Street, N.E.

“The real property described as Lot 120, Square 5129, and any improvements thereon, shall be exempt from the tax imposed by Chapter 8 of this title during tax years 2011, 2012, 2013, 2014, and 2015; provided, that the total tax exemption provided by this section shall not exceed \$140,000.”.

SUBTITLE D. IHOP RESTAURANT TAX EXEMPTION CLARIFICATION

Sec. 731. Short title.

This subtitle may be cited as the "IHOP Restaurant #3221 Tax Exemption Clarification Act of 2010".

Sec. 732. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

"47-4650. International House of Pancakes Restaurant #3221 Tax Exemption Clarification."

(b) A new section 47-4650 is added to read as follows:

"§ 47-4650. International House of Pancakes Restaurant #3221 Tax Exemption Clarification.

"The real property described as Lot 819, in Square 5912 , known as the International House of Pancakes Restaurant #3221, owned by CHR, LLC, and leased to Fathers and Sons, LLC, shall be exempt from the tax imposed by Chapter 8 of this title for the period beginning October 1, 2007, and ending September 7, 2009. The tax exemption pursuant to this section shall be in addition to, and not in lieu of, any other tax relief or assistance from any other source applicable to the International House of Pancakes Restaurant located at the real property described as Lot 819, Square 5912."

SUBTITLE E. TREGARON TAX EXEMPTION CLARIFICATION

Sec. 741. Short title.

This subtitle may be cited as the "Tregaron Conservancy Tax Exemption Clarification Act of 2010".

Sec. 742. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by striking the phrase "Tregaron Conservancy, Tregaron Limited Partnership, and Washington International School, Lots 842 and 843, Square 2084" and inserting the phrase "Tregaron Conservancy, Lots 849 and 857, Square 2084" in its place.

(b) Section 47-1077 is amended as follows:

(1) The section designation is amended to read as follows: "§ 47-1077. Tregaron Conservancy, Lots 849 and 857, Square 2084."

(2) Strike the phrase "The portion of real property described as Lots 842 and 843 (formerly Lot 839), Square 2084, which will be transferred from Tregaron Limited Partnership to Tregaron Conservancy," and inserting the phrase "The real property described as Lots 849 and 857, Square 2084," in its place.

SUBTITLE F. LIMITATION ON BORROWING AMENDMENT

Sec. 751. Short title.

This subtitle may be cited as the "Limitation on Borrowing Amendment Act of 2010".

Sec. 752. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-334(1) is amended by adding a sentence at the end to read as follows:

"For tax-supported debt issued as variable-rate District Bonds, if the planned amortization of principal on the District Bonds, as documented in the indenture associated with such District Bonds, is different from the stated maturity of principal on the District Bonds, then the principal on maturing District Bonds shall mean the planned amortization of principal on the District Bonds."

(b) Section 47-335.02 is amended by striking the phrase "3 succeeding fiscal years" wherever it appears and inserting the phrase "5 succeeding fiscal years" in its place.

SUBTITLE G. LOTTERY MODERNIZATION ACT

Sec. 761. Short title.

This subtitle may be cited as the "Lottery Modernization Amendment Act of 2010".

Sec. 762. Section 4 of the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes, effective March 10, 1981 (D.C. Law 3-172; D.C. Official Code § 3-1313), is amended as follows.

(a) The existing section is designated as subsection (b).

(b) A new subsection (a) is added to read as follows:

"(a) A lottery or lottery game means both games of skill and games of chance that are operated by and for the benefit of the District of Columbia by the Board; provided, that:

"(1) If the games of skill and games of chance are offered via the Internet, any technology employed for the play shall confirm the play to be at all times within the District; provided further, that the restriction shall not apply to the conduct of fantasy sports and sweepstakes-style games if such games are lawful; and

"(2) No method, media, or device for play of the games of skill and games of chance shall violate An Act To prohibit transportation of gambling devices in interstate and foreign commerce, approved January 2, 1951 (15 U.S.C. § 1171 *et seq.*), or any other federal law."

(b) A new subsection (c) is added to read as follows:

"(c) The Board, through the Chief Financial Officer, pursuant to Title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this section, and may establish which games may be offered and additional terms and conditions for the conduct of the games not inconsistent with subsection (a) of this section, including the percentage of wagered amounts to be retained by the Board, minimum and maximum wagers, and time limitations for the games."

SUBTITLE H. AUTHORIZATION OF RHODE ISLAND AVENUE METRO
STATION PILOT FINANCING

Sec. 771. Short title.

This subtitle may be cited as the "Authorization of Rhode Island Avenue Metro Station PILOT Financing Act of 2010".

Sec. 772. The Council authorizes the expenditure of an amount not to exceed an aggregate amount of \$625,000, which shall be transferred from the fund established pursuant to section 168 of the District of Columbia Appropriations Act of 2000, approved November 29, 1999 (Pub. L. No. 106-113; 113 Stat. 1531) ("Fund"), to the Rhode Island Metro Plaza PILOT Fund, established by section 211 of the Rhode Island Metro Plaza Revenue Bonds Approval Act of 2008, effective April 2, 2008 (D.C. Law 17-140; 55 DCR 5159). This section shall expire on September 30, 2013 and the transferred funds not used shall revert to the Fund.

SUBTITLE I. BALLPARK DEBT REPAYMENT AMENDMENT

Sec. 781. Short title.

This subtitle may be cited as the "Ballpark Debt Repayment Amendment Act of 2010".

Sec. 782. The Ballpark Omnibus Financing and Revenue Act of 2004, effective April 8, 2005 (D.C. Law 15-320; D.C. Official Code § 10-1601.01 *et seq.*), is amended as follows:

(a) Section 102 (D.C. Official Code § 10-1601.02) is amended by adding a new subsection (d) to read as follows:

"(d) To the extent that it does not violate the terms of any financing documents, closing documents, lien, pledge, security interest, or other covenants (collectively, "financing documents") under which the bonds or other evidence of indebtedness described in this section ("bonds") were issued, and, after accounting for transfers authorized to the General Fund of the District of Columbia under current law, if, at the end of a fiscal year the balance of cash and investments in the Ballpark Revenue Fund exceeds the balance of current liabilities, including debt service, required reserves, fund transfers previously authorized to balance the Fiscal Year 2011 budget and Fiscal Years 2012 through 2014 financial plan, and required sinking fund deposits under the bonds or financing documents required to be paid from the funds in the Ballpark Revenue Fund, the excess shall be used to pay in advance of scheduled maturity any principal amount and accrued interest thereon due on the bonds."

SUBTITLE J. BUDGET SUPPORT ACT TECHNICAL AMENDMENT ACT OF 2010

Sec. 791. Short title.

This subtitle may be cited as the "Budget Support Act Technical Amendment Act of 2010 Emergency Amendment Act of 2010".

Sec. 792. Section 47-392.02(f)(3) is amended by striking the date "May 26, 2010" and inserting the date "December 7, 2010" in its place.

Sec. 793. Section 1717(n)(1) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-

617.17(n)(1)), is amended by reinstating the phrase “in excess of the basic non-overtime workday” after the phrase “for employees’ overtime work”.

Sec. 794. This subtitle shall apply as of January 3, 2011.

**SUBTITLE K. CENTRAL UNION MISSION REAL PROPERTY TAX EXEMPTION
AND EQUITABLE TAX RELIEF**

Sec. 795. Short title.

This subtitle may be cited as the “Central Union Mission Real Property Tax Exemption and Equitable Tax Relief Act of 2010”.

Sec. 796. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

“47-4651. Central Union Mission; Lots 825, 826, 830, and 831, Square 2895.”.

(b) A new section 47-4651 is added to read as follows:

“§ 47-4651. Central Union Mission; Lots 825, 826, 830, and 831, Square 2895.

“(a)(1) The real property, described as Lots 825, 826, 830, and 831, Square 2895 (“Property”) which is owned by Central Union Mission, Inc., a District of Columbia nonprofit corporation, shall be exempt from the tax imposed by Chapter 8 of this title so long as the Property continues to be so owned by Central Union Mission, Inc., and the Property is not used for commercial purposes, subject to the provisions of §§ 47-1005, 47-1007, and 47-1009 as if the exemption were granted administratively.

“(2) Paragraph (1) shall apply to Lots 825 and 826, Square 2895, as of November 1, 2006 and to Lots 830 and 831, Square 2895, as of August 1, 2007.

“(b) The transfer of the Property, or any portion thereof, by the Central Union Mission, Inc., shall be exempt from the tax imposed by § 47-903.”.

SUBTITLE L. ADAMS MORGAN HOTEL REAL PROPERTY TAX ABATEMENT

Sec. 797. Short title.

“This subtitle may be cited as the “Adams Morgan Hotel Real Property Tax Abatement Act of 2010”.

Sec. 798. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

“§ 47-4652. Abatement of real property taxes for Adams Morgan Hotel.”.

(b) A new section § 47-4652 is added to read as follows:

“§ 47-4652. Abatement of real property taxes for Adams Morgan Hotel.

“(a) The tax imposed by Chapter 8 of this title on the real property described as Lot 872, Lot 875, and Lot 127, Square 2560, and any improvements thereon, shall be abated for 20 years in accordance with subsection (b) of this section.

“(b) The abatement contained in subsection (a) of this section shall:

“(1) Commence with the tax year immediately following the tax year in which the final certificate of occupancy authorizing use of the project as a hotel is issued, but in no case before October 1, 2014; and

“(2) Not exceed \$46 million in the aggregate over 20 years.

“(c) To receive the abatement contained in subsection (a) of this section, the development of the real property as a hotel shall comply with the following:

“(1) The development shall comply with § 2-219.03 and § 2-218.46;

“(2) At least 51% of construction hours shall be filled by District residents and a minimum of 765 construction full-time equivalent employees.

“(3) At least 51% of permanent jobs in the hotel shall be filled by District residents with a minimum of 51% of the District resident jobs reserved for Ward One residents;

“(4) All apprenticeships shall be reserved for District residents with preference given to Ward One residents;

“(5) A job training program, funded by the developer, shall be established through a District nongovernmental organization, trade union, or nonprofit organization whose core mission is to train and employ District residents;

“(6) The developer shall work with an outside auditor or trade union to ensure that local hiring minimums are being met and maintained; and

“(7) The development shall include no less than 4000 square feet of community and nonprofit incubator space at no cost to the community.”.

TITLE VIII. SPECIAL PURPOSE AND DEDICATED REVENUE FUND TRANSFERS

Sec. 801. Short title.

This subtitle may be cited as the “Fiscal Year 2011 Transfer of Special Purpose Funds Act of 2010”.

Sec. 802. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from the certified revenues deposited in those accounts, or from certified fund balances in those accounts, to the unrestricted fund balance of the General Fund of the District of Columbia, and recognize as revenue in the fiscal year specified, the dollar amounts specified in the chart:

Account Number	Account Name	FY 2011	FY 2012	FY 2013	FY 2014
Office of the Chief Financial Officer (AT0)					
0602	Payroll Service Fees	\$8,440	\$8,440	\$8,440	\$8,440
0603	Service Contracts	\$12,443	\$12,443	\$12,443	\$12,443
0605	Dishonored Check Fees	\$35,392	\$35,392	\$35,392	\$35,392
Office of the Attorney General (CB0)					
0603	Child Support - TANF/AFDC Collections	\$447,000	\$447,000	\$447,000	\$447,000
0611	Consumer Protection Fund	\$26,000	\$26,000	\$26,000	\$26,000
0612	Antifraud Fund	\$10,000	\$10,000	\$10,000	\$10,000
Office of Contracting and Procurement (PO0)					
4010	Surplus Personal	\$29,000	\$0	\$0	\$0

	Property Sales				
Office of the Tenant Advocate (CQ0)					
6005	Condominium Conversion	\$386,266	\$0	\$0	\$0
Department of Consumer and Regulatory Affairs (CR0)					
6006	Nuisance Abatement	\$101,711	\$101,711	\$101,711	\$101,711
6010	OPLA - Special Account	\$81,000	\$81,000	\$81,000	\$81,000
6013	Basic Business License Fund	\$62,056	\$62,056	\$62,056	\$62,056
6030	Green Building Fund	\$208,871	\$208,871	\$208,871	\$208,871
Office of Cable Television (CT0)					
0600	Cable Franchise Fees	\$287,814	\$0	\$0	\$0
Department of Housing and Community Development (DB0)					
0602	Home Purchase Assistance Program Repayment	\$14,224	\$14,224	\$14,224	\$14,224
0610	DHCD Unified Fund	\$29,557	\$29,557	\$29,557	\$29,557
Office of the Deputy Mayor for Economic Development (EB0)					
0011	Neighborhood Investment Fund	\$1,125,996	\$1,125,996	\$1,125,996	\$1,125,996
0609	Industrial Revenue Bond Program	\$70,800	\$70,800	\$70,800	\$70,800
0632	Economic Development Special Account	\$128,495	\$128,495	\$128,495	\$128,495
Alcoholic Beverage Regulation Administration (LQ0)					
6017	ABC - Import and Class License Fees	\$239,000	\$0	\$0	\$0
Department of Insurance, Securities, and Banking (SR0)					
2100	HMO Assessment	\$32,806	\$0	\$0	\$0
2200	Insurance Assessment	\$878,871	\$0	\$0	\$0
2600	Securities	\$344,639	\$0	\$0	\$0

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	Registration Fees				
2800	Captive Insurance	\$53,465	\$0	\$0	\$0
2900	Banking Trust Fund	\$89,045	\$0	\$0	\$0
Metropolitan Police Department (FA0)					
1660	Automated Traffic Enforcement	\$4,000,000	\$4,000,000	\$4,000,000	\$4,000,000
Office of Unified Communications (UC0)					
1630	911 and 311 Assessments	\$3,325,565	\$472,000	\$472,000	\$472,000
	P25 Radio System Upgrade	\$1,600,000	\$0	\$0	\$0
District of Columbia Public Library (CE0)					
6110	Miscellaneous	\$60,000	\$0	\$0	\$0
Office of Public Education Facilities Modernization (GM0)					
0603	Lease Income	\$10,000	\$10,000	\$10,000	\$10,000
Department of Health (HC0)					
0612	Food Handlers Certification	\$17,000	\$17,000	\$17,000	\$17,000
0617	Office of Professional Licensing	\$4,000	\$4,000	\$4,000	\$4,000
0632	Pharmacy Protection	\$184,000	\$184,000	\$184,000	\$184,000
0633	Radiation Protection	\$9,000	\$9,000	\$9,000	\$9,000
0638	Animal Control Dog License Fees	\$10,000	\$10,000	\$10,000	\$10,000
0643	Board of Medicine	\$366,000	\$366,000	\$366,000	\$366,000
0649	Health Facility Fee	\$3,000	\$3,000	\$3,000	\$3,000
0661	ICF/MR Fees and Fines	\$6,000	\$6,000	\$6,000	\$6,000
0662	Civil Monetary Penalties	\$7,000	\$7,000	\$7,000	\$7,000
Department of Transportation (KA0)					
6900	DDOT Unified Fund	\$6,090,205	\$6,090,205	\$6,090,205	\$6,090,205
District Department of the Environment (KG0)					
0600	General	\$16,594	\$16,594	\$16,594	\$16,594

ENROLLED ORIGINAL

	Enforcement Fines and Fees				
0607	Underground Storage Tank Fines and Fees	\$20,464	\$20,464	\$20,464	\$20,464
0609	LUST Trust Fund	\$9,600	\$9,600	\$9,600	\$9,600
0634	Soil Erosion/ Sediment Control	\$239,257	\$239,257	\$239,257	\$239,257
0645	Pesticide Product Registration	\$554,541	\$554,541	\$554,541	\$554,541
0646	Storm Water Fees	\$2,040	\$2,040	\$2,040	\$2,040
0648	Asbestos Certification and Abatement Fee	\$73,227	\$73,227	\$73,227	\$73,227
0662	Renewable Energy Development Fund	\$344,459	\$200,000	\$200,000	\$200,000
0664	Adjudication Hearings (Air Quality)	\$6,480	\$6,480	\$6,480	\$6,480
0665	Adjudication Hearings (Water Quality)	\$480	\$480	\$480	\$480
0667	Wetlands Fund	\$600	\$600	\$600	\$600
0668	Lead Poisoning Prevention Fund	\$9,600	\$9,600	\$9,600	\$9,600
0669	Lead Based Certification Fees	\$20,764	\$20,764	\$20,764	\$20,764
0674	Hazardous Generator Fees	\$22,041	\$22,041	\$22,041	\$22,041
6101	Stripperwell	\$7,254	\$7,254	\$7,254	\$7,254
6201	Economy II	\$29,661	\$29,661	\$29,661	\$29,661
6202	Residential Aid Discount	\$19,680	\$19,680	\$19,680	\$19,680
6203	Residential Essential Services	\$22,080	\$22,080	\$22,080	\$22,080
6204	WASA Utility Discount Program	\$28,800	\$28,800	\$28,800	\$28,800

6400	DC Municipal Aggregation Program	\$12,000	\$12,000	\$12,000	\$12,000
6700	Sustainable Energy Trust Fund	\$1,401,187	\$1,401,187	\$1,401,187	\$1,401,187
6800	Energy Assistance Trust Fund	\$231,974	\$231,974	\$231,974	\$231,974
Department of Motor Vehicles (KV0)					
6258	Motor Vehicle Inspection Station	\$424,000	\$424,000	\$424,000	\$424,000
Taxicab Commission (TC0)					
2200	Taxicab Assessment	\$20,529	\$20,529	\$20,529	\$20,529
Tobacco Fund					
n/a	Tobacco Fund	\$3,500,000	\$0	\$0	\$0

(b) Section 102(b)(4) of the Community Access to Health Care Amendment Act of 2006, effective March 14, 2007 (D.C. Law 16-288; D.C. Official Code § 7-1932(b)(4)), is amended by striking the phrase "\$20 million" and inserting the phrase "\$16.5 million" in its place.

TITLE IX. CAPITAL PROJECT MODIFICATIONS

Sec. 901. Short title.

This title may be cited as the "Capital Project Modifications Act of 2010".

Sec. 902. Eleventh Street bridge funding.

(a) The fiscal year 2011 funding for capital project KA0-EW002 (East Washington Street Traffic Relief), and the associated lifetime funding, is increased by \$4.171 million in pay-go capital funds.

(b) In addition to the funds appropriated to capital project KA0-EW002 (East Washington Street Traffic Relief) for the 11th Street Bridges project, the District Department of Transportation may expend any funds that are paid to the District by third parties to compensate the District for conducting work at the request of or for the benefit of such third parties associated with the construction of the 11th Street Bridges project.

Sec. 903. Washington Metropolitan Area Transit Authority projects.

(a) The capital funding for capital projects KE0-SA202 (Metrobus) and KE0-SA301 (Metrorail Rehabilitation) shall be as follows:

	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	6-Year Total
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Project KE0-SA202 (Metrobus)	31,997,070	30,747,625	31,053,500	31,473,250	32,092,965	38,735,590	196,100,000
Project KE0-SA301 (Metrorail Rehabilitation)	33,916,070	33,366,625	34,072,500	34,892,250	36,011,965	28,954,590	201,214,000

(b) The funding by source and funding by phases of the 2 projects shall remain the same as set forth in Volume 6 of the FY 2011 Proposed Budget and Financial Plan submitted to the Congress of the United States by the government of the District of Columbia on July 1, 2010.

Sec. 904. Realignment of capital project funding.

(a) To provide for critical equipment needs in the Department of Public Works, the following project is established in the amount indicated for fiscal year 2011 from funds provided by the rescission of master lease and allotment authority as shown in subsection (b) of this section:

Agency	Fund Source	Project #	Project Name	New Funding Amount (\$)
DPW	302	New	Heavy equipment for snow and solid waste services	\$3,836,000

(b) The authorization and allotment of the following project is being rescinded by the amount shown in the chart below to support the project described in subsection (a) of this section.

Agency	Fund Source	Project #	Project Name	Rescission Amount (\$)
TOO	302	N2501C	DATA CENTER RELOCATION	(3,836,000)

(c) The authorization and allotment of the following projects is rescinded in the amount shown on the chart below to support the project described in subsection (d) of this section.

Agency	Fund Detail	Project No	Project Title	Rescission Amount (\$)
AM0	300	AA237C	RENOVATION OF DC ARMORY	(26,412)
AM0	300	AA416C	RENOVATION OF HVAC SYSTEM	(26,970)
AM0	300	AA517C	RENOVATION OF MORTUARY, PHOTOGRAPHIC AND	(189,583)
AM0	300	CAC38C	BUNDY SCHL CHILD ADVOCACY MOD.	(552)
AM0	300	EA337C	RENOVATION/MODERNIZATION	(4,740)
AM0	300	EA437C	RENOVATION	(299)
AM0	300	EA710B	NEIGHBORHOOD REVITALIZATION	(175)

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AM0	300	HC103C	STD CLINIC	(419)
AM0	300	HC104C	IMMUNIZATION PROGRAM	(22)
AM0	300	HN706C	RENOVATION OF WOMEN SERVICE CLINIC	(6,390)
AM0	300	HN707C	RENOVATION OF CHEST CLINIC	(25,191)
AM0	300	HY904C	RENOVATION OF DETOX CLINIC	(107,097)
AM0	300	LB301C	GENERAL IMPRV VAR LIBRARY BRANCH	(45,952)
AM0	300	N1410C	ELECTRONIC SECURITY STANDARDIZATION	(32,354)
AM0	300	N1412C	GOV. CTRS. POOLV/ ANACOSTIA GATEWAY (FEM	(178,150)
AM0	300	N1414C	GOVT CENTER-DMV FAC (COP FUND)	(6,563)
AM0	300	PA837C	COMPLETE RENOV. & MODERNIZATION	(15,199)
AM0	300	R1616C	COOLING PLANTS - HVAC	(115,156)
AM0	300	R1717C	PLUMBING FIXTURES	(17,786)
AM0	300	R2020C	EMERGENCY SYSTEMS	(153,488)
AM0	300	R2207C	CHILLER ROOM CEILING	(6,590)
AM0	300	R2401C	ELECTRICAL RENOVATIONS	(48,851)
AM0	300	R2501C	MECHANICAL RENOVATIONS	(60,754)
AM0	300	R2601C	ROOF REPLACEMENTS	(5,967)
AM0	300	R2801C	BOILER PLANT RENOVATIONS	(73,928)
AM0	300	SB616C	UPGRADE COOLING - HVAC SYSTEM AT CCNV SH	(10,000)
AM0	300	SE405C	ROOFING	(8,876)
AM0	300	SH733C	OAK HILL YOUTH FACILITY	(6,572)
AM0	300	WTF03C	SALT DOME RENOVATIONS - 401 FARRAGUT ST	(192,235)
BD0	300	PLN36C	AGENCY RELOCATION	(81,315)
CC0	300	G0D99C	D.C. GENERAL HOSPITAL	(0)
CC0	300	GB101C	ROOF REPLACEMENTS-VARIOUS POLICE STATIONS	(1,000)
CC0	300	H8503C	ROOF REPLACEMENTS - 2ND STREET HOMELESS	(7,393)
CC0	300	LB202C	REHABILITATION OF ELEVATORS - VARIOUS BR	(40)
CR0	300	ISM08C	RECORDS MANAGEMENT	(110,381)
EB0	300	AW506C	ARCHITECH OF THE CAPITAL	(15)
EB0	300	EB101C	ONE STOP BUS CENTER	(54,664)
EB0	300	EB431C	O STREET RAIN GARDEN	(43,732)
ELC	300	REQ40C	MASTER EQUIPMENT LEASE - PARKS AND REC	(299,308)
FA0	300	KA337C	INDOOR FIRE RANGE RENOVATION	(52,564)
FA0	300	KA437C	RESIDENTIAL TRAINING	(1,579)
FB0	300	LF337C	FLEET MAINTENANCE BUILDING	(138,199)
GA0	300	NB437C	BIRNEY ES - MODERNIZATION/RENOVATION	(54,000)
GM0	300	NK337C	MINER ELEMENTARY	(104,345)
GM0	300	NK537C	MINER ELEMENTARY	(15,817)
GM0	300	NL437C	PATTERSON ELEMENTARY	(110,616)
GM0	300	NN138C	SAVOY ELEMENTARY SCHOOL	(54,603)
GM0	300	SG405C	NOYES ES	(801)
JA0	300	HZ106C	YOUTH SERVICES ADMINISTRATION	(6,259)
HA0	300	QA139C	FORT RENO REGULATION PLAYING FIELDS	(24,523)
HA0	300	QA438C	LAMOND REC CNTR	(11,082)
HA0	301	QH438C	PARKS & RECREATION-MAINTENANCE & REPAIRS	(2,610)
HA0	300	RE015C	HAGAN CULTURAL CNTR.	(448)

HA0	300	RG010C	GENERAL IMPROVEMENTS - INFRASTRUCTURE	(13,751)
HA0	300	RN001C	NEW RECREATION FACILITIES	(1,302)
HA0	300	RN014C	CHILDREN'S ISLAND	(15,202)
HC0	303	R1540C	HIPAA AND SECURITY IT	(3)
HC0	300	RA340C	OCCUPATIONAL & PROFESSIONAL LICENCE SYS	(5,203)
KA0	330	CA202C	FY 2002 SIDEWALK/CURB/ALLEY WARDS 3&4	(11)
KA0	300	CA203C	FY 2002 SIDEWALK/CURB/ALLEY WARDS 5&6	(52)
KA0	335	CK302C	ADAMS MORGAN STREETSCAPE/CHAMPLAIN ST.	(1,258,912)

(d) The authorization and allotment of the following project rescinded in subsection (b) of this section is being restored by the same amount as shown in the chart. These funds are provided by the amounts rescinded in subsection (c) of this section.

Agency	Fund Source	Project #	Project Name	Restored Funding Amount (\$)
TO0	300	N2501C	DATA CENTER RELOCATION	3,836,000

(e) The authorization and allotment of the Connecticut Avenue Streetscape project is increased by \$200,000. These funds are provided by a rescission from the Tactical Village project as shown in the chart below.

Agency	Fund Source	Project #	Project Name	Changed Funding Amount (\$)
KA0	300	EDL15C	Connecticut Avenue Streetscape	200,000
FA0	300	CTV10C	Tactical Village	(200,000)

TITLE X. FISCAL IMPACT AND EFFECTIVE DATE


Sec. 1001. Fiscal impact statement.

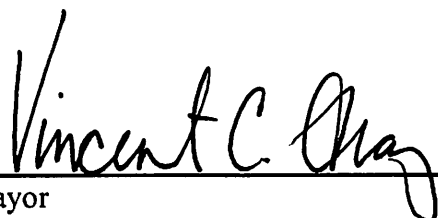
The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 1002. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973

(87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
January 27, 2011



COUNCIL OF THE DISTRICT OF COLUMBIA
WASHINGTON, D.C. 20004

Docket No. **B18-1100**

[] ITEM ON CONSENT CALENDAR

[X] ACTION & DATE

ADOPTED FIRST READING, 12-07-10

[X] VOICE VOTE

RECORDED VOTE ON REQUEST

APPROVED

ABSENT

ALL PRESENT

[] ROLL CALL VOTE – Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn Gray	X				Brown, M.	X				Mendelson	X			
Alexander	X				Catania	X				Thomas, Jr.	X			
Barry	X				Cheh	X				Wells	X			
Bowser	X				Evans	X								
Brown, K.	X				Graham	X								
X – Indicate Vote					AB – Absent					NV – Present, Not Voting				

CERTIFICATION RECORD

Secretary to the Council

Date

[] ITEM ON CONSENT CALENDAR

[X] ACTION & DATE

ADOPTED FINAL READING, 12-21-10

[X] VOICE VOTE

RECORDED VOTE ON REQUEST

APPROVED

ABSENT

ALL PRESENT

[] ROLL CALL VOTE – Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn Gray	X				Brown, M.	X				Mendelson		X		
Alexander	X				Catania		X			Thomas, Jr.	X			
Barry		X			Cheh	X				Wells	X			
Bowser	X				Evans	X								
Brown, K.	X				Graham	X								
X – Indicate Vote					AB – Absent					NV – Present, Not Voting				

CERTIFICATION RECORD

Secretary to the Council

Date

[] ITEM ON CONSENT CALENDAR

[] ACTION & DATE

[] VOICE VOTE

RECORDED VOTE ON REQUEST

ABSENT

[] ROLL CALL VOTE – Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn Gray					Brown, M.					Mendelson				
Alexander					Catania					Thomas, Jr.				
Barry					Cheh					Wells				
Bowser					Evans									
Brown, K.					Graham									
X – Indicate Vote					AB – Absent					NV – Present, Not Voting				

CERTIFICATION RECORD

Secretary to the Council

Date